IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE NO. 1940 OF 2004
IN
SUMMARY SUIT NO. 123 OF 2001

Dilip Nantucharan Ghosh ...Plaintiff
V/s.
Rajendra Devidas Shah ...Defendant

Mr.Jayesh Vyas i/b. M/s.Bilawala & Co. for Plaintiff.

CORAM : SMT.R.S. DALVI, J.

DATED : JANAURY 18, 2007

P.C. :-

. The decree came to be passed in this suit on 13th January, 2003. The plaintiff sought to execute the decree. In execution, the plaintiff has taken out this notice under Order XXI Rule 37 of the CPC. The notice was sought to be served upon the defendant first through bailiff upon the residential premises as well as the office premises of the defendant. Affidavit of service dated 12th/13th April, 2005 has been filed in that regard. In the residential premises of the defendant, one caretaker was found. Office premises of the defendant was found locked. Order for substituted service has been effected at the residential address of

the defendant as well as his office address. Affidavit of substituted service dated 7th/11th July, 2005 has also been filed. The defendant has been served. There is no affidavit-in-reply to the notice.

. Notice is made absolute as prayed. Execution to proceed.

(Smt.R.S. Dalvi, J.)